

CW

A RESOLUTION on next steps in the Alaskan Way Viaduct replacement project.

Introduced: 1-19-07	By: Richard Conlin
Referred: 1-19-07	To: 70th Council
Referred:	To:
Reported: 1-19-07	
Passed: 1-19-07	Signed: 1-19-07
Filed: 2-16-07	Published: TITLE ONLY 3pgs.

1-19-07 Adopted 9-0  
AS Amended  
(CW)

*Law Department*

(CW)

(CW)

US5171

**RESOLUTION** 30959

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2 A RESOLUTION on next steps in the Alaskan Way Viaduct replacement project.

3 WHEREAS, there is a serious lack of consensus among elected leaders as well as the general  
4 population as to what is the best course of action related to selecting a replacement for the  
5 Alaskan Way Viaduct; and

6 WHEREAS, tensions are high, stakes, political, environmental and economic, are high, and the  
7 long term impacts of the replacement decision are extremely meaningful, so that no one  
8 can afford to look at this decision from a perspective that only considers their self-  
9 interest; and

10 WHEREAS, the City of Seattle and the Washington State Department of Transportation  
11 (WSDOT) are responsible for providing the citizenry with accurate information to enable  
12 the citizenry to accurately envision the choices; and

13 WHEREAS, the choice about the preferred alternative for the Alaskan Way Viaduct is ultimately  
14 more than a transportation project, it is a choice about how Seattle wants to relate to its  
15 waterfront for the next 50-100 years. It is also a choice about the type of future we want  
16 for our City: one in which we have a continuous park and open space that is dedicated to  
17 public use or one in which we prioritize driving over public open space; and

18 WHEREAS, a project of this magnitude and cost requires the ability to achieve partnership  
19 between the City, the State and the Port of Seattle, as well as between the City, the  
20 immediately impacted businesses and neighborhoods, and the public; and

21 WHEREAS, we have not achieved the partnerships necessary to implement any of the options,  
22 and without these, any choice for replacing the Alaskan Way Viaduct will only continue  
23 to get bogged down, creating antagonism between potential partners. Whatever  
24 replacement option is chosen will generate transportation and construction impacts that  
25 will require creativity, patience, interdependency and goodwill among the public,  
26 agencies and businesses. This cannot be fostered in a climate of anger, mistrust and  
27 serious conflict; and

28 WHEREAS, there are well reasoned differences of opinion as to whether a public vote on the  
viaduct replacement options should occur. The Governor and some legislative leaders  
want a public vote to validate a replacement choice since decision-makers themselves are  
so divided, while some elected City officials express concern that the voters themselves  
are divided, do not necessarily view the decision as a choice among acceptable options,  
and have communicated those concerns to City officials; and

WHEREAS, all of the concerns expressed by the State and City elected officials, stakeholders  
and the general public are valid, and everyone wants to find clarity and take action.  
Strong opinions are the common ground, but there is not one direction that will please



1 enough people, whether it is to vote or not vote, what project to build, or what the  
2 benefits are to whom; and

3 WHEREAS, we, the elected officials and citizens, are not where we'd hoped we would be, and  
4 we cannot ignore the reality where we find ourselves today, constrained by political  
5 congestion and conflict. Therefore, to move forward, we must step back from taking  
6 positions, reevaluate our options, enhance communication, acknowledge current  
7 problems and find compromise in how we address the issues; and

8 WHEREAS, there is agreement on the design, engineering, and funding plan for much of the  
9 section of the project south of King Street; and

10 WHEREAS, there is also general agreement on the kinds of mitigations and transportation  
11 alternatives that will have to be implemented no matter what design is chosen for the  
12 Central Waterfront; and

13 NOW THEREFORE,

14 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE**  
15 **MAYOR CONCURRING, THAT:**

16 Section 1. The project partners, who are the City and the State, should proceed  
17 immediately with construction on the section of the project south of King Street where there is  
18 agreement on the design, engineering, and funding plan.

19 Section 2. The project partners should proceed immediately with the mitigation measures  
20 and transportation alternatives that will have to be implemented no matter what design is chosen  
21 for the Central Waterfront ("the thousand little steps", including, among other things, expanding  
22 transit service and the West Seattle Water Taxi; renovating the Spokane Street Viaduct and  
23 adding a new connection from the Spokane Street Viaduct to Fourth Avenue South to better  
24 connect with downtown; improving the Spokane, Lander, and Mercer corridors; better  
25 coordinating traffic signals to improve traffic in downtown and to the north). The project  
26 partners should coordinate Transit Now, Bridging the Gap, and WSDOT mitigation money to  
27 improve the movement of people and freight throughout the corridor, emphasizing Bus Rapid  
28 Transit, pedestrian connections, and additional transit.

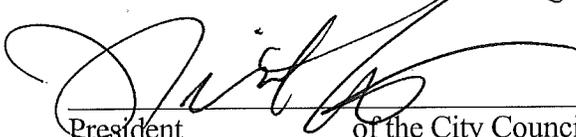


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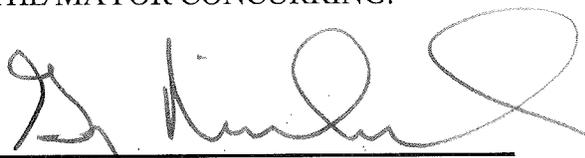
Section 3. The project partners should also take such steps as are necessary to operate and maintain the Central Waterfront section of the Alaskan Way Viaduct to ensure public safety.

Section 4. The City requests that the Governor, state legislators, city elected officials, and key stakeholders convene in a mediated summit to seek consensus on how to proceed with a principled solution for the Central Waterfront section of the Viaduct. Such a summit would save invaluable time that will otherwise be expended in various forms of conflict and offers the only possibility for resolving this issue in a timely fashion and meeting our mutual interests and obligations to the public.

Adopted by the City Council the 19 day of JANUARY, 2007, and signed by me in open session in authentication of its adoption this 19 day of JANUARY, 2007.

  
\_\_\_\_\_  
President \_\_\_\_\_ of the City Council

THE MAYOR CONCURRING:

  
\_\_\_\_\_  
Gregory J. Nickels, Mayor

Filed by me this 16 day of FEB, 2007.

  
\_\_\_\_\_  
City Clerk

(Seal)



**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>DOF Analyst/Phone:</b>
Legislative	Scott MacColl 4-5382	

**Legislation Title:**

A RESOLUTION on next steps in the Alaskan Way Viaduct replacement project.

• **Summary of the Legislation:**

This Resolution does not place a ballot measure on the March 13, 2007 Special Election calendar. Instead, it requests the project partners (State and City) to immediately start construction on the section of the project south of King Street, where there is agreement on the design, engineering, and funding. It also requests the project partners to proceed with the mitigations and transportation measures that will have to be implemented no matter what design is chosen for the Central Waterfront. It further requests that the project partners take steps as necessary to operate and maintain the Central Waterfront section of the Alaskan Way Viaduct to ensure safety. Lastly, the Resolution requests that a mediated summit of stakeholders be convened to seek consensus on a design solution for the Central Waterfront section of the viaduct.

- **Background:** *(Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):*

The Resolution is in response to a request by the Governor to put the question of which alternative to replace the Viaduct to the Seattle Voters. The Governor requested Seattle place this question before the voters prior to the end of the 2007 Legislative session, scheduled to end April 22, 2007.

- *Please check one of the following:*

**This legislation does not have any financial implications.** *(Stop here and delete the remainder of this document prior to saving and printing.)*

**This legislation has financial implications.** *(Please complete all relevant sections that follow.)*

***Appropriations:*** *This table should reflect appropriations that are a direct result of this legislation. In the event that the project/ programs associated with this ordinance have*



*appropriations that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below.*

<b>Fund Name and Number</b>	<b>Department</b>	<b>Budget Control Level*</b>	<b>2007 Appropriation</b>	<b>2008 Anticipated Appropriation</b>
<b>TOTAL</b>				

*\*See budget book to obtain the appropriate Budget Control Level for your department.*

*Notes: Depending on the nature of negotiations between the City, State, other project partners and stakeholders, significant staff resources would be needed; however, there may not be a budget impact. Depending on the length of time involved in reaching consensus, the project costs could possibly increase. Conversely, a mediated solution could save time and money otherwise expended in litigation and other forms of conflict.*

*Anticipated Revenue/Reimbursement: Resulting From This Legislation: This table should reflect revenues/reimbursements that are a direct result of this legislation. In the event that the issues/projects associated with this ordinance/resolution have revenues or reimbursements that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below the table.*

<b>Fund Name and Number</b>	<b>Department</b>	<b>Revenue Source</b>	<b>2007 Revenue</b>	<b>2008 Revenue</b>
<b>TOTAL</b>				

*Notes:*



**Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE**

**Impact:** *This table should only reflect the actual number of positions created by this legislation. In the event that positions have been, or will be, created as a result of previous or future legislation or budget actions, please provide details in the Notes section below the table.*

Position Title and Department*	Fund Name	Fund Number	Part-Time/Full Time	2007 Positions	2007 FTE	2008 Positions**	2008 FTE**
<b>TOTAL</b>							

\* List each position separately

\*\* 2008 positions and FTE are total 2008 position changes resulting from this legislation, not incremental changes. Therefore, under 2008, please be sure to include any continuing positions from 2007.

**Notes:**

- **Do positions sunset in the future?** (If yes, identify sunset date):

**Spending/Cash Flow:** *This table should be completed only in those cases where part or all of the funds authorized by this legislation will be spent in a different year than when they were appropriated (e.g., as in the case of certain grants and capital projects). Details surrounding spending that will occur in future years should be provided in the Notes section below the table.*

Fund Name and Number	Department	Budget Control Level*	2007 Expenditures	2008 Anticipated Expenditures
<b>TOTAL</b>				

\* See budget book to obtain the appropriate Budget Control Level for your department.

- **What is the financial cost of not implementing the legislation?** (Estimate the costs to the City of not implementing the legislation, including estimated costs to maintain or expand an existing facility or the cost avoidance due to replacement of an existing facility, potential conflicts with regulatory requirements, or other potential costs if the legislation is not implemented.)



**The Governor has stated that WSDOT will pursue the elevated option absent a city advisory ballot. The City has stated its policy to not support the elevated option. What future costs arise from that decision are as yet undetermined**

- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** *(Include any potential alternatives to the proposed legislation, such as reducing fee-supported activities, identifying outside funding sources for fee-supported activities, etc.)*
- **Is the legislation subject to public hearing requirements:** *(If yes, what public hearings have been held to date, and/or what plans are in place to hold a public hearing(s) in the future.)*

No

- **Other Issues** *(including long-term implications of the legislation):*

**Please list attachments to the fiscal note below:**



**RESOLUTION** 30959

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A RESOLUTION on next steps in the Alaskan Way Viaduct replacement project.

WHEREAS, there is a serious lack of consensus among elected leaders as well as the general population as to what is the best course of action related to selecting a replacement for the Alaskan Way Viaduct; and

WHEREAS, tensions are high, stakes, political, environmental and economic, are high, and the long term impacts of the replacement decision are extremely meaningful, so that no one can afford to look at this decision from a perspective that only considers their self-interest; and

WHEREAS, the City of Seattle and the Washington State Department of Transportation (WSDOT) are responsible for providing the citizenry with accurate information to enable the citizenry to accurately envision the choices; and

WHEREAS, the choice about the preferred alternative for the Alaskan Way Viaduct is ultimately more than a transportation project, it is a choice about how Seattle wants to relate to its waterfront for the next 50-100 years. It is also a choice about the type of future we want for our City: one in which we have a continuous park and open space that is dedicated to public use or one in which we prioritize driving over public open space; and

WHEREAS, a project of this magnitude and cost requires the ability to achieve partnership between the City, the State and the Port of Seattle, as well as between the City, the immediately impacted businesses and neighborhoods, and the public; and

WHEREAS, we have not achieved the partnerships necessary to implement any of the options, and without these, any choice for replacing the Alaskan Way Viaduct will only continue to get bogged down, creating antagonism between potential partners. Whatever replacement option is chosen will generate transportation and construction impacts that will require creativity, patience, interdependency and goodwill among the public, agencies and businesses. This cannot be fostered in a climate of anger, mistrust and serious conflict; and

WHEREAS, there are well reasoned differences of opinion as to whether a public vote on the viaduct replacement options should occur. The Governor and some legislative leaders want a public vote to validate a replacement choice since decision-makers themselves are so divided, while some elected City officials express concern that the voters themselves are divided, do not necessarily view the decision as a choice among acceptable options, and have communicated those concerns to City officials; and

WHEREAS, all of the concerns expressed by the State and City elected officials, stakeholders and the general public are valid, and everyone wants to find clarity and take action. Strong opinions are the common ground, but there is not one direction that will please

1 enough people, whether it is to vote or not vote, what project to build, or what the  
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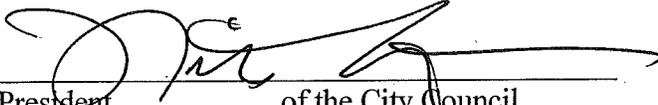
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8  
9 Section 4. The City <sup>2015</sup> ~~Council~~ requests that the Governor, state legislators, city elected  
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11 proceed with a principled solution for the Central Waterfront section of the Viaduct. Such a  
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14 interests and obligations to the public.  
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16  
17 Adopted by the City Council the \_\_\_\_ day of \_\_\_\_\_, 2007, and signed by me  
18 in open session in authentication of its adoption this \_\_\_\_ day of \_\_\_\_\_, 2007.

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21 President \_\_\_\_\_ of the City Council

22 THE MAYOR CONCURRING:

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24 \_\_\_\_\_  
25 Gregory J. Nickels, Mayor

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27 Filed by me this \_\_\_\_ day of \_\_\_\_\_, 2007.  
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City Clerk

(Seal)

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30959

STATE OF WASHINGTON – KING COUNTY

--SS.

207176  
CITY OF SEATTLE, CLERKS OFFICE

No.

**Affidavit of Publication**

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

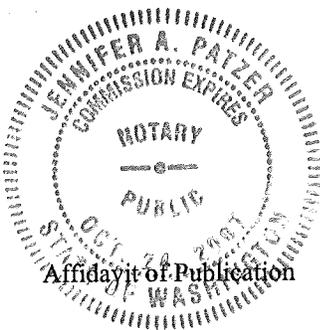
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:30957-30960 TITLE ONLY

was published on

02/05/07

The amount of the fee charged for the foregoing publication is the sum of \$ 104.63, which amount has been paid in full.



*[Handwritten Signature]*

Subscribed and sworn to before me on

02/05/07

*[Handwritten Signature]*

Notary public for the State of Washington,  
residing in Seattle

Affidavit of Publication

# State of Washington, King County

## City of Seattle

### TITLE-ONLY PUBLICATION

The full text of the following resolutions, passed by the City Council on January 19, 2007, and published here by title only, will be mailed upon request, or can be accessed electronically at <http://clerk.ci.seattle.wa.us>. For further information, contact the Seattle City Clerk at 684-8344.

#### RESOLUTION NO. 30957

A RESOLUTION regarding replacement of the Alaskan Way Viaduct and Seawall, requesting that the King County Director of Records and Elections call a special municipal election on March 13, 2007 to submit to the qualified electors of the City of Seattle an advisory measure concerning voter preference regarding a tunnel alternative for replacing the present Viaduct, requesting the Seattle City Attorney to prepare a ballot title for such a measure and in doing so to consider the ballot title proposed in this resolution, authorizing and directing the Seattle City Clerk to take those actions necessary to place this advisory measure before Seattle City voters, including certification to the King County Director of Records and Elections of the text of an advisory ballot measure to be prepared by the City Attorney and a request to hold the election as an all mail election, and requesting the Executive Director of the Seattle Ethics and Elections Commission to take those actions necessary to place information concerning this advisory measure in the March 2007 voters' pamphlet.

#### RESOLUTION NO. 30958

A RESOLUTION regarding replacement of the Alaskan Way Viaduct and Seawall, requesting that the King County Director of Records and Elections call a special municipal election on March 13, 2007 to submit to the qualified electors of the City of Seattle an advisory measure concerning voter preference for an elevated structure to replace the present Viaduct, requesting the Seattle City Attorney to prepare a ballot title for such a measure in doing so to consider the ballot title proposed in this resolution, authorizing and directing the Seattle City Clerk to take those actions necessary to place this advisory measure before Seattle City voters, including certification to the King County Director of Records and Elections of the text of an advisory ballot measure and a request to hold the election as an all mail election, and requesting the Executive Director of the Seattle Ethics and Elections Commission to take those actions necessary to place information concerning this advisory measure in the March 2007 voters' pamphlet.

#### RESOLUTION NO. 30959

A RESOLUTION on next steps in the Alaskan Way Viaduct replacement project.

#### RESOLUTION NO. 30960

A RESOLUTION reaffirming the City's explicit rejection of an elevated structure replacement for the Alaskan Way Viaduct and declaring the City's intent to work in partnership with King County and the State of Washington to develop a fiscally responsible alternative for replacing the Alaskan Way Viaduct that conforms to the City's Comprehensive Plan policies, Seattle Shoreline Master Program, and related implementing regulations.

Publication ordered by JUDITH PIPPIN,  
City Clerk

Date of publication in the Seattle Daily  
Journal of Commerce, February 6, 2007.

2/6(207176)